

In the Court of Appeals of the State of Alaska

Ben Latham,

Appellant,

v.

State of Alaska,

Appellee.

Court of Appeals No. **A-13764**

Order

Date of Order: **7/29/2021**

Trial Court Case No. **3AN-18-08176CI**

The Appellant, Ben Latham, representing himself, has filed motions asking this Court (1) to accept his overlength opening brief, (2) to accept that brief even though it was filed six days late, (3) to allow him to amend his points on appeal, (4) to designate as part of the appellate record the oral argument pertaining to the State's motion to dismiss Mr. Latham's case, and (5) to certify this case to the supreme court under the provisions of AS 22.05.015(b).

IT IS ORDERED:

1. The two motions regarding Mr. Latham's opening brief are **GRANTED**. The brief is accepted as filed. The Appellate Clerk's Office shall notify the Appellee that its brief is now due.

2. The motion to allow Mr. Latham to amend his points on appeal is **GRANTED**.

3. The motion to designate as part of the appellate record the oral argument held in the trial court is **DENIED as moot**. That oral argument has been transcribed and is already part of the appellate record.

4. Based on the current pleadings and the appellate record, the Court concludes that this is not an appropriate case to certify to the supreme court under AS

22.05.015(b). Therefore, the motion to certify this case to the supreme court is
DENIED.

Entered under the authority of Chief Judge Allard.

Clerk of the Appellate Courts


Julie Kentch, Deputy Clerk

Distribution:

Email:
Latham, Ben
Beach, Ruthanne